

April 7, 1976

SENATOR F. LEWIS: Mr. President, members of the Legislature. LB 761 is a special education bill, a bill that the Education Committee has some months tied up to. This is in regard to the direction you gave us we're straightening out the bill. We accepted recommendations from parents, educators, advisory committees, state departments. Basically we have straightened out ... or attempted to straighten out the problem of diagnosis. The Governor responded to this and I want to respond back. The Governor suggested that in this area it would be trying to put students into programs in terms of diagnosis. The purpose of diagnosis is the proper placement of children which is the number one responsibility the state has in terms of children involved in special education. Each child that belongs in a program should be there. Each child that does not belong should not be there. That decision should be made in a very professional, careful way. The original intent of LB 403 was to include initial diagnosis. I know that, you know that and practically everybody knows that. The problem is that the diagnosis must be done and it must be done professionally. The previous years funding is absolutely necessary to straighten the bill out. The mandated age to 21 is for Constitutional compliance. We have attempted to put the bill in the right order in carrying out the policies of the Legislature, as you so decreed in LB 403. I think you're familiar with the bill. I went over it for almost a day and a half here on the floor. I'd ask that you provide that LB 761 become law notwithstanding the action of the Governor.

PRESIDENT: That's the motion to override the veto on LB 761. Record your vote. Please vote. Have you voted? Record the vote.

SENATOR F. LEWIS: Mr. President.

PRESIDENT: Yes sir.

SENATOR F. LEWIS: I would request that we have

PRESIDENT: Call the roll.

SENATOR F. LEWIS: Call the roll. Are we under Call right now?

PRESIDENT: No. Alright. The question is whether the House should go under Call. Record your vote on that matter. Record.

CLERK: 33 ayes, 3 nays to go under Call.

PRESIDENT: We are under Call. All Senators kindly return to your desks and stay there and record your presence. Record your presence please. Senator Nichol. Senator Cavanaugh. Senator Kelly. Senator Mills. Would the Sergeant-at-Arms please find Senator Duis. Sir.

SENATOR CHAMBERS: Mr. Chairman, just a point of order. Could he cancel this call for a roll call vote, or is it too late to do that?